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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION No. 1701 OF 2007

Harish V. Makwana ..**Applicant**

Vs.

Sr. Inspector of Police,
Taluka Police Stn. Nashik & Ors. .. **Respondents**

Mr. R. D. Soni, Advocate i/b Ram & Co. for the applicant.

Mr. K. V. Saste, APP for the State, Respondent.

CORAM : V. C. DAGA,J.

DATE : JULY 5, 2007

PC

. Heard the learned counsel for the applicant and the learned APP for the respondent. The applicant has invoked jurisdiction of this Court under Sec. 384 of Criminal Procedure Code 1973 to seek interim bail.

2. The applicant is a permanent resident of Nashik and is engaged in the business of tailoring since last about 32 to 35 years. Crime No. 25 of 2007 is registered under Sec. 384 read with Sec. 34 of I.P. Code against the applicant in Taluka Police Station Nashik. The allegations

revolve around the execution of the sale deed in respect of Gat No. 481 situate at Nashik.

3. The learned APP for prosecution/State submits that as per the list submitted by the applicant, all documents are received by the investigating officer. The applicant today, during the course of hearing, has handed over certain more documents to the Investigating Officer.

4. In the above view of the matter, according to the learned APP custody of the applicant is not necessary. However, he submits that appropriate direction be issued to the applicant to cooperate with the investigating agency and to remain present as and when called by them.

5. Having considered the submissions, I am inclined to grant anticipatory bail to the applicant on the following conditions-

(i) In the event of arrest, the applicant be released on bail in the sum of Rs.25,000/- with one or two sureties to make up the amount of bail.

(ii) Applicant shall appear before the Investigating Officer as and when called. Applicant is expected to cooperate the investigating agency. He shall not leave India without prior permission of the Court.

(iii) This appropriate conditions of bail shall operate till filing of the charge sheet, thereafter this order will come to an end and the applicant would be free to seek regular bail before the regular Court.

Sd/-

[V. C. DAGA, J.]